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OFFICE OF PETITIONS

TIMOTHY A. FRENCH Fish & Richardson P.C. 225 Franklin Street Boston MA 02110-2804

In re Application of

Tsen, et al. Application No. 09/994,439 Filed: November 26, 2001 Atty. Dkt. No. 06128-266001

Title: SHOE

DECISION GRANTING STATUS

UNDER 37 CFR 1.47(a)

This is in response to the renewed petition under 37 CFR 1.47(a), filed July 22, 2002.

The petition is **GRANTED**.

Petitioner has shown that inventors Jason L. Nevens and Matthew Sumner have refused to join in the filing of the above-identified application after having been presented with the application

The above-identified application and papers have been reviewed and found in compliance with $37\ \text{CFR}\ 1.47(a)$. This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be returned to the Office of Initial Patent Examination for further processing.

Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0310.

Alesia M. Brown Petitions Brown

Office of Petitions

Office of the Deputy Commissioner for Patent Examination Policy